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1 Attorneys for Plaintiff
2 JOHN DOE A/K/A BRIAN SAPIENT

12 UNITED STATES DISTRICT COURT
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 JOHN DOE A/K/A BRIAN SAPIENT,

15 Plaintiff,

16 v.

17 URI GELLER A/K/A URI GELLER FREUD

18 and

19 EXPLOROLOGIST LTD.,

20 Defendants
21

Civil Action No. 07-2478 BZ

JOINT STIPULATION AND
[PROPOSED] ORDER RE SCHEDULING

(Jury Trial Demanded)

1 declaratory relief. On July 20, 2007, counsel for Defendants agreed to accept service of the
 2 Complaint on Defendants' behalf.

3 2. Pennsylvania Proceedings:

4 On May 7, 2007, Explorologist Ltd. filed a Complaint in the District Court for the Eastern
 5 District of Pennsylvania against Sapien, seeking damages and injunctive relief for alleged foreign
 6 copyright infringement. On May 23, Explorologist Ltd. filed an Amended Complaint with
 7 additional allegations of commercial disparagement and appropriation of name or likeness. On
 8 June 11, 2007, Sapien filed a Motion to Dismiss Explorologist Ltd.'s Amended Complaint.
 9 Explorologist Ltd. filed an Opposition to that Motion on June 28, 2007, and Sapien filed his Reply
 10 in Support of the Motion on July 9, 2007. A ruling on Sapien's Motion to Dismiss is pending. On
 1 July 18, 2007, the Eastern District of Pennsylvania ordered that discovery in that case be stayed
 12 until September 17, 2007, pending a resolution of Sapien's Motion to Dismiss.

13 3. In light of the recent acceptance of service of the Complaint in the instant case, the
 14 pending motion in the Pennsylvania case, and the stay of discovery in the Pennsylvania case, the
 15 Parties agree that it would be appropriate to conserve the resources of this Court and the Parties by
 16 altering the schedule in the instant case as set forth below

17 4. In addition, the Parties respectfully decline to proceed before a magistrate judge
 18 and, therefore, request reassignment to a United States District Judge.

19 **STIPULATION**

20 Pursuant to the foregoing, the Parties jointly stipulate to the following and request that the
 21 Court make this stipulation an order of the Court:

- 22 1 Defendants shall file a response to the Complaint on or before October 19, 2007;
- 23 2. The Parties shall meet and confer regarding initial disclosures, early settlement,
- 24 ADR process selection and discovery plan, and file a Joint ADR Certification or
- 25 Notice of Need for ADR phone conference on or before October 24, 2007;
- 26 3. The Parties shall file a Rule 26(f) Report, complete initial disclosures or state
- 27 objection and file a Case Management Statement on or before November 7, 2007;

- 1 4 An Initial Case Management Conference shall be held on or after November 14,
2 2007; and
3 5. This case shall be reassigned to a United States District Judge.
4
5

6 DATED: July ³⁰__, 2007

7 By 

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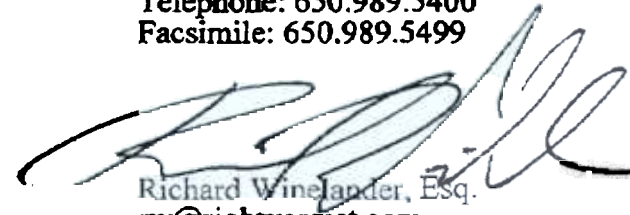
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Attorneys for Plaintiff John Doe a/k/a Brian
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16 DATED: July ³⁰__, 2007

17 By ^{/s/}

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Attorneys for Defendants Explorologist, Ltd
and Uri Geller a/k/a Uri Geller Freud

[PROPOSED] ORDER

Pursuant to the foregoing stipulation and good cause appearing,
IT IS SO ORDERED.

Dated:

BERNARD ZIMMERMAN
United States Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that on July 30, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the following non-CM/ECF participants:

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